

1651

# FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP  
600 CONGRESS AVENUE, SUITE 2400  
AUSTIN, TEXAS 78701-3271  
WWW.FULBRIGHT.COM

RHANSON@FULBRIGHT.COM  
DIRECT DIAL: (512) 536-3085

TELEPHONE: (512) 474-5201  
FACSIMILE: (512) 536-4598

June 27, 2003

CERTIFICATE OF MAILING 37 C.F.R 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: MS DD, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date below:	
June 27, 2003 Date	Robert E. Hanson

RECEIVED  
JUL 03 2003  
TECH CENTER 1600/2900

**MS DD**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: *U. S. PATENT APPLICATION NO. 09/974,749; ENTITLED "GINSENG BERRY EXTRACTS AND PHARMACEUTICAL COMPOSITIONS FROM GINSENG BERRY FOR THE TREATMENT OF TYPE 2 DIABETES AND OBESITY" by Chun-Su Yuan*  
*Client Reference: UCHI:840*  
*Our Reference: ARCD:347US*

Sir :

Enclosed for filing in the above-referenced patent application is a Supplemental Information Disclosure Statement, Form PTO-1449, a copy of the Foreign Search Report and references (B1-B2 and C57- C59).

No fees are believed to be due in connection with the filing of this Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to the enclosed materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit Account No.: 50-1212/ARCD:347US.

Please date stamp and return the enclosed postcard evidencing receipt of these materials.

Respectfully submitted,

Robert E. Hanson  
Reg. No. 42,628

REH/cas  
Encl.: As noted  
25307988.1



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Chun-Su Yuan

Serial No.: 09/974,749

Filed: October 9, 2001

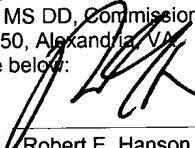
For: GINSENG BERRY EXTRACTS AND  
PHARMACEUTICAL COMPOSITIONS  
FROM GINSENG BERRY FOR THE  
TREATMENT OF TYPE 2 DIABETES  
AND OBESITY

Group Art Unit: 1651

Examiner: Kailash C. Srivatava

Atty. Dkt. No.: ARCD:347US

#9  
M93  
7/31/03

CERTIFICATE OF MAILING 37 C.F.R 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to:, MS DD, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:	
June 27, 2003	
Date	Robert E. Hanson

RECEIVED  
JUL 03 2003  
TECH CENTER 1600/2900

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

**MS DD**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

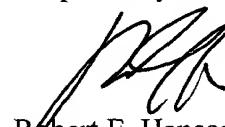
In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§ 1.97(g), (h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

In accordance with 37 C.F.R. § 1.97(e)(1), Applicant hereby certifies that each item of information contained in this Supplemental Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present statement, as evidenced by the date of the enclosed search report.

Applicant respectfully requests that the listed documents be made of record in the present case.

Respectfully submitted,



Robert E. Hanson  
Reg. No. 42,628  
Attorney for Applicant

FULBRIGHT & JAWORSKI L.L.P.  
600 Congress Avenue, Suite 2400  
Austin, Texas 78701  
(512) 474-5201

Date: June 27, 2003

Form PTO-1449 (modified)

Atty. Docket No.

Serial N .

ARCD:347US

09/974,749

List of Patents and Publications for Applicant's  
INFORMATION DISCLOSURE STATEMENT  
(Use several sheets if necessary)

Applicant

Chun-Su Yuan

Filing Date:

October 9, 2001

Group:

1651

U.S. Patent Documents

See Page 1

Foreign Patent Documents

See Page 1

Other Art

See Page 1



RECEIVED  
TECH CENTER 1600/2900  
JUL 8 3 2003

**U.S. Patent Documents**

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.

**Foreign Patent Documents**

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
	B1	WO 00/48608	8-24-00	Japan			No
	B2	WO 02/069980 A2	9-12-02	Japan			Yes

**Other Art (Including Author, Title, Date Pertinent Pages, Etc.)**

Exam. Init.	Ref. Des.	Citation
	C57	Waki et al., "Effects of a hypo glycemic component of ginseng radix on insulin biosynthesis and diabetic animals," Database accession no. XP002239739 & Journal of Pharmacobiodynamics, 5:547-554, 1982, Abstract.
	C58	Database WPI, Np. XP002239740, Section Ch, Week 199550, Derwent Publications Ltd., London, GB, 1995 & JP 07 267977 A, Abstract, 1995.
	C59	Patent Abstracts of Japan, Vol. 010, No.178, 1986 & JP 61 024597 A, 1986, Abstract.

25112572.1

EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.